

Court of Appeals, State of Michigan

ORDER

State Automobile Ins Co v Michael Sherman

Docket No. 265689

LC No. 04-018558-CK

David H. Sawyer
Presiding Judge

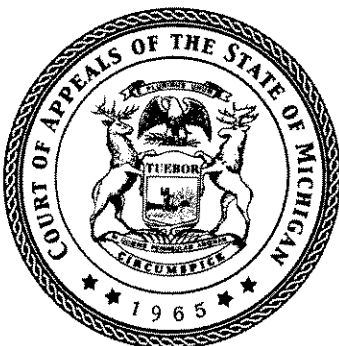
Kirsten Frank Kelly

Alton T. Davis
Judges

The Court orders that the motion for reconsideration is DENIED.

The Court further orders that plaintiff-appellant's motion for clarification is GRANTED. On May 23, 2006, this Court issued an opinion that remanded this matter to the trial court "for entry of a judgment declaring that plaintiff and defendant are each obligated to pay 50 percent of the settlement in the underlying action." The Court now further directs the trial court to include in its judgment that defendant-appellee Monticello Insurance Company shall reimburse plaintiff-appellant State Automobile Insurance Company 50 percent of the defense costs and attorney fees incurred in connection with the defense of Procom Towers in the underlying personal injury litigation. In all other respects, our opinion remains unchanged.

We do not retain jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUL 26 2006

Date

Sandra Schultz Mengel
Chief Clerk